

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**CHARLTON DEPRIEST, ET AL.**

**PLAINTIFFS**

**v.**

**Civil Action No. 3:10-cv-00663(CWR)(FKB)**

**MARSHALL L. FISHER, in his official capacity  
as Commissioner of the Mississippi Department of Corrections**

**DEFENDANT**

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**NOTICE OF APPEAL**

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Defendant Marshall Fisher, in his official capacity as Commissioner of the Mississippi Department of Corrections, hereby appeals to the United States Court of Appeals for the Fifth Circuit from the Order partially denying Defendant's Motion to Terminate the Consent Decree [Doc. 170], which was signed and entered on June 11, 2015. This Notice is timely filed within thirty (30) days of the entry of the Order in accordance with Fed. R. App. P. 4(a)(1)(A).

Dated: July 8, 2015.

Respectfully submitted,

**MARSHALL FISHER, IN HIS OFFICIAL  
CAPACITY AS THE COMMISSIONER OF THE  
MISSISSIPPI DEPARTMENT OF CORRECTIONS**

**BY: JIM HOOD, ATTORNEY GENERAL  
STATE OF MISSISSIPPI**

*/s/ Gary E. Friedman*

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**CERTIFICATE OF SERVICE**

I, GARY E. FRIEDMAN, do hereby certify that on July 8, 2015, I electronically filed the above and foregoing *NOTICE OF APPEAL* with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following counsel of record:

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